

01/31/02

02-04-02

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## UTILITY

## PATENT APPLICATION

## TRANSMITTAL

Submit an original, and a duplicate for fee processing;  
only for nonprovisional applications under 37 CFR 1.33(b).

Attorney Docket No:

W9490-02

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First Named Inventor or Application Identifier

Cristian Libanati

Express Mail Label No: ET30155574US

Date Mailed: 1/31/02

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

ADDRESS TO:

Assistant Director for Patents  
Box Patent Application  
Washington, DC 20231

PTO  
10/062902  
01/31/02

1. ☒ Fee :a. ☐ Separate Fee Transmittal Form Submittedb. ☒ See boxes 30-322. ☒ Specification

Total Pages

15

3. ☒ Drawing(s) (35 USC 113)

Total Sheets

1

4. ☐ Oath or Declarationa. ☐ Newly executed:i. ☐ Original for first filing of nonprovisional applicationii. ☐ Original for C-I-P applicationiii. ☐ Original for Continuation or Divisional application naming an inventor not named in prior application  
(37 CFR 1.63(d)(5))b. ☐ Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 19 completed):i. ☐ With no change of inventive entity in prior application neededii. ☐ With deletion of inventors requested at Box 27(a)(i)  
(37 CFR 1.48(b)) (see also 37 CFR 1.63(d)(2) and 1.33(b))5. ☐ Incorporation By Reference (useable if Box 4b is checked)

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

6. ☐ Microfiche Computer Program (Appendix)7. ☐ Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)a. ☐ Computer Readable Copyb. ☐ Paper Copy (identical to computer copy)c. ☐ Statement verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

8. ☐ Assignment Papers (cover sheet & document(s))9. ☐ 37 CFR 3.73(b) Statement (to establish right of assignee to take action)10. ☐ Power of Attorney11. ☐ English Translation Document (if applicable)12. ☐ Information Disclosure Statement (See 37 CFR 1.17(p) for fee)a. ☐ Copies of IDS Citationsb. ☐ (IDS) / PTO-144913. ☐ Preliminary Amendment

14. ☒ Return Receipt Postcard (MPEP 503)(Should be specifically itemized)
15. ☐ Small Entity Statements:
- a. ☐ A small entity statement is enclosed claiming small entity status
- b. ☐ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired
16. ☐ Priority of ☐ U.S. provisional application Serial No. \_\_\_\_\_, filed on \_\_\_\_\_ ☐ foreign application No. \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ (country), is claimed under 35 U.S.C. 119.
17. ☐ Certified Copy of Priority Document(s)(if foreign priority is claimed)
18. ☐ Other Documents Enclosed: \_\_\_\_\_

### REQUEST THAT APPLICATION NOT BE PUBLISHED PURSUANT TO 35 U.S.C. 122(B)(2)

19. ☒ Pursuant to 35 U.S.C. 122(b)(2), Applicant hereby requests that this patent application not be published pursuant to 35 U.S.C. 122(b)(1). Applicant hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing of the application.

### FOR A CONTINUING APPLICATION OR A 35 U.S.C. § 111(a) APPLICATION CLAIMING PRIORITY UNDER 111(b) PROVISIONAL APPLICATION

20. Check appropriate box and supply the requisite information:  
☐ Continuation ☐ Divisional ☒ Continuation-in-part (CIP)
21. ☒ Prior Application Information:  
 US Serial No: 60/265,398, Filing Date: January 31, 2001  
 Prior Application Examiner: \_\_\_\_\_  
 Prior Application Art Unit: \_\_\_\_\_
22. ☐ Cancel in this application original claims \_\_\_\_\_ of the prior application before calculating the filing fee.  
 (At least one original independent claim must be retained for filing purposes).
23. ☐ Amend the specification by inserting before the first line the sentence:  
 This is a ☐ continuation ☐ division of application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.
24. ☒ Amend the specification by inserting before the first line the sentence:  
☒ This application claims priority under 35 U.S.C. § 119 of the following provisional application Serial No(s): 60/265,398 and filing date(s) January 31, 2001  
☐ The entire disclosure of application Serial No. \_\_\_\_\_, filed \_\_\_\_\_ is incorporated herein by reference.
25. ☐ New formal drawings are enclosed.
26. ☐ A certified copy of the priority application has been filed in prior application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.
27. ☐ The prior application is assigned of record to: \_\_\_\_\_.
28. ☐ The Power of Attorney in the prior application is to:
- a. ☐ The power appears in the original papers of the prior application.
- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

**Inventorship Modifications For Continuation or Divisional Application**

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29. ☐ Change the inventorship of this application by:a. ☐ Deleting the following inventors named in the prior application (37 CFR 1.53(b)(1)):

\_\_\_\_\_, because claim changes resulted in fewer than all of the previously named inventors of the prior application being the actual inventors of the invention being currently claimed in this CPA application (This request constitutes a Petition in accordance with 37 CFR 1.48(b)) (See Box 4(b)(ii) and 37 CFR 1.17(i) for fee).

**FEES**30. ☒ The filing fee is calculated below:**CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT BELOW**

For	Number Filed	Number Extra	Rate	TOTALS
Total Claims	17	0	\$18.00	\$0.00
Independent Claims	3	0	\$84.00	\$0.00
1st Time Multiple Dependent Claims (Yes=1 or No=0) =		0	\$280.00	\$0.00
BASIC FILING FEE			\$740.00	\$740.00
TOTAL FILING FEE DUE:				\$740.00
Other Fees				
Fee Type				Fee Amount
Total Fees				

31. ☒ Please charge \$740.00 to Deposit Account No. 07-1770.

Two additional copies of this form are enclosed.

32. ☒ The Director is hereby authorized to charge any additional fees under 37 CFR 1.16 and 1.17 which may be required, or credit any overpayment to Deposit Account No. 07-1770.

Two additional copies of this form are enclosed.

**CORRESPONDENCE ADDRESS**33. ☒ Address all future communications to:

Charles A. Cross  
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7500 Grace Drive  
Columbia, MD 21044-4098

January 31, 2002  
Date of Signature

Charles A. Cross  
Attorney or Agent

**Address of Signator:**

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☐ Attorney or agent of record  
☒ Filed under 37 CFR 1.34(a)

Product Code:  
cc: R. A. Maggio



"EXPRESS MAIL" - Mailing Label No. ET301555574US

Date of Deposit: 01/31/2002

I hereby certify that the enclosed documents, Utility Patent Application Transmittal (in triplicate); Specification (15 pages); and Drawing (1 sheet) are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Director of Patents and Trademarks, Box Patent Application, Washington, D.C. 20231.

Vickie D. Wall

(Typed or printed name of person mailing fee)



(Signature of person mailing paper or

Attorney Docket No. W-9490-02